

# **CENTRAL VALLEY FLOOD PROTECTION BOARD**

California Natural Resources Agency – State of California

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## **BOARD MEMBERS**

Bill Edgar, President  
Jane Dolan, Board Vice-President  
and Secretary  
Joe Countryman  
Brian Johnson  
Tim Ramirez  
Mike Villines  
Assembly Member Eduardo García  
Ex Officio  
State Senator Henry Stern, Ex Officio

Leslie Gallagher  
Executive Officer

Kanwarjit (Jit) Dua  
Board Counsel

## **AGENDA**

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### **CENTRAL VALLEY FLOOD PROTECTION BOARD MEETING**

**March 27, 2020 – 9:00 a.m.**

**Virtual Meeting**

**Due to the COVID-19 outbreak we ask that the public attend the meeting virtually and view the webcast of this meeting via the link provided on the event page.**

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*NOTE: Pursuant to Executive Order N-29-20 (board members/commissioners) may participate remotely. The public may observe, provide public comment during the public comment periods, and otherwise observe remotely in accordance with Bagley-Keene Open Meetings Act as described below.*

*The Board will consider timed items as close as possible to the listed time, but not before the time specified. Untimed items may be considered in a different order upon determination by the Board President. All items appearing on this agenda may be subject to Board action, whether or not expressly listed as an action item.*

*Members of the public shall be provided an opportunity to address the Board on any agenda item except closed session items. Comments made during the public comment period should be limited to matters within the Board's jurisdiction. Reasonable time limits may be established for public comments (Government Code Section 11125.7).*

*Background for agenda items is available on the Board website at [www.cvfpb.ca.gov](http://www.cvfpb.ca.gov)*

*Anyone may request a printed copy of background or other material on an agenda item that has been distributed to the Members of the Board. A fee covering the cost of the provision of such materials may be charged. If reasonable accommodation due to a disability or language assistance is needed, please contact the Office of Work Force Equality at (323) 848-9801 at least one week prior to the meeting.*

**1. WELCOME, INTRODUCTIONS, AND ANNOUNCEMENTS**

**2. ROLL CALL/ESTABLISH A QUORUM** (Water Code § 8560)

**3. APPROVAL OF MINUTES** (Action Item)

- January 24, 2020

**4. REVIEW OF AGENDA**

**5. CONSENT ITEMS** (Action Item)

A. Permit No. 19375 California Department of Transportation (*Mauricio Meza, Operations Branch, Board Staff*)

Consider approval of Permit No. 19375 to remove the existing Cottonwood Creek Bridge (Br. No 12-0120) and construct a new bridge (Br. No 12-0206) just upstream and east of the existing bridge. The roadway approaches will be realigned to match the new bridge, which will be approximately 146-feet long and 44-feet wide. The project is located approximately 0.3 miles north of the intersection of Nelson Avenue and State Route 99, about 5.5 miles northwest of the town of Thermalito. (Butte County)

B. Permit No. 19482 California Department of Transportation (*Justin Logan, Operations Branch, Board Staff*)

Consider approval of Permit No. 19482 to replace the existing single lane, 3-span, 185-foot-long, and 27.5-foot-wide westbound on-ramp Miners Ravine Bridge (Br No. 19-0056K) with a 3-lane, single-span, 190-foot-long, and 51.5-foot-wide bridge. The project is located at the I80/Atlantic Street Interchange that crosses over Miners Ravine in Roseville. (Placer County)

C. Bear River Setback Levee Project (*Connie Perkins, Plan Implementation and Compliance Branch, Board Staff*)

Consider approval of a letter to the U.S. Army Corps of Engineers (USACE) pursuant to federal Title 33, USC Section 408 requesting that USACE initiate, in cooperation with Reclamation District 817 and other federal agencies, a joint review of possible alterations to the Bear River North Levee. The project is located near Wheatland, California in Yuba County.

D. Department of Water Resources, Delta Conveyance Project (*Ali Porbaha, Plan Implementation and Compliance Branch, Board Staff*)

Consider approval of a letter to the U.S. Army Corps of Engineers (USACE) pursuant to federal Title 33, USC Section 408 requesting that USACE initiate, in cooperation with the Department of Water Resources (DWR) and other federal agencies, a joint review of Delta Conveyance project, including Intake facilities, tunnel reaches and tunnel shafts, forebays, pumping plant, south Delta Conveyance facilities, as well as other ancillary facilities which may be constructed to support construction of the conveyance facilities including, but not limited to, access roads, barge unloading facilities, concrete batch plants, fuel stations, mitigation areas, and power transmission and/or distribution lines. The project is located on the Sacramento River in Sacramento, Contra Costa, San Joaquin, and Alameda Counties.

**6. PUBLIC COMMENT** (non-agenda items only)

## **7. U.S. ARMY CORPS OF ENGINEERS (Informational)**

### **A. U.S. Army Corps of Engineers Levee Inspections Results (Juan Gonzalez, Chief, Inspection Section)**

Mormon Slough - Calaveras River Left bank - Reclamation District (RD) 0404 - Duck Creek Levee System

## **8. DEPARTMENT OF WATER RESOURCES ITEM (Written Report)**

### **A. Monthly Report of the Department of Water Resources (Jeremy Arrich, Chief, Division of Flood Management, Department of Water Resources)**

Department of Water Resources project updates and recent events

## **9. BOARD ITEMS**

### **A. Reprieve of Permitting Time Requirements (Leslie Gallagher, Executive Officer) (Action Item)**

Consider the adoption of Resolution 2020-03, which states that the time limits provided in Title 23, Division 1, sections 9 and 14 will be suspended during the period of the declared State of Emergency pursuant to the Board's statutory authority.

## **10. EXECUTIVE OFFICER'S REPORT (Documents Submitted for Board Member review)**

A. Update on the Board's Administration

B. Update on the activities of the Operations Branch

C. Update on the activities of the Plan Implementation and Compliance Branch

D. Update on the activities of the Environmental Services and Land Management Branch

## **11. BOARD COMMENTS AND COMMITTEE UPDATES**

## **12. UPCOMING MEETINGS AND TOPICS FOR THE BOARD**

- Coordinating Committee, April 22, 2020 (TBD)
- Board Meeting, April 24, 2020 (TBD)
- Board Workshop, May 8, 2020 (TBD)

### 13. CLOSED SESSION

- A. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Friends of Putah Creek v. Central Valley Flood Protection Board, Solano County Superior Court Case No. FCS051040. (*Kanwarjit (Jit) Dua, Board Counsel*)
- B. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Security National Insurance Co. vs. Central Valley Flood Protection Board, et al., San Joaquin County Superior Court Case No. STK-CV-UED-2019-12115 (*Kanwarjit (Jit) Dua, Board Counsel*)
- C. Pursuant to the authority of Government Code section 11126 (e)(i). To discuss litigation: Liam Meyer v. Central Valley Flood Protection Board, et al., Sacramento County Superior Court Case No. 34-2020-00276397 (*Kanwarjit (Jit) Dua, Board Counsel*)
- D. Pursuant to the authority of Government Code section 11126, subdivisions (e)(1), (e)(2)(B)(i), and (e)(2)(C)(i), the Board will meet in Closed Session to consider potential litigation involving the Board (*Kanwarjit (Jit) Dua, Board Counsel*)

### 14. CLOSED SESSION REPORT (Action Item)

### 15. ADJOURNMENT